

February 24, 1998

Col. Leo W. Haseman
Director, Division of Enforcement
Minnesota Department of Natural Resources
500 Lafayette Road
St. Paul, MN 55155-4047

Andrew Ganfield
3895 Dolomite Drive
Eagan, MN 55122

RE: In the Matter of the Notice of Trespass Violation, Civil Citation and
Imposition of Penalty Issued to Andrew Paul Ganfield; OAH Docket No. 6-
2000-11506-2

Gentlemen:

A prehearing conference telephone call in this matter took place on February 20, 1998, among myself, Mr. Ganfield and Officer Jensen.

We discussed the facts of this situation, and there is no dispute about them -- they are essentially as set forth in Mr. Ganfield's letter of November 16. He was lost, he did not intentionally enter into another person's land, but he did so by accident. The landowner saw him and told him to leave. Mr. Ganfield attempted to leave, but because he was lost, he went the wrong way.

Unfortunately, Mr. Ganfield found himself in the middle of a multi-year dispute between two neighbors, and when the landowner learned that Mr. Ganfield was part of his neighbor's hunting party, he demanded that a citation be issued. Officer Jensen talked with all parties, determined the facts to be essentially as set forth above, and decided to write a civil citation.

Mr. Ganfield has decided not to pursue this matter any further, and is withdrawing his appeal. He has agreed that upon receipt of this letter, he will forward the \$50.00 fine to the Department.

A check or money order should be made payable to the "Department of Natural Resources" to the following address:

Department of Natural Resources
Enforcement Division
500 Lafayette Road

St. Paul, Minnesota 55155-4047

I believe this to be the end of this matter, and so I am closing our file and returning the record to you.

Sincerely,

ALLAN W. KLEIN
Administrative Law Judge

Telephone: 612/341-7609

AWK:lr
Enclosures
cc: Conservation Officer Peter Jensen